

To: nathan.graber@health.ny.gov[nathan.graber@health.ny.gov]
From: Enck, Judith
Sent: Tue 1/5/2016 5:16:22 PM
Subject: FW: Hoosick Falls
[Hoosick Falls Jan 5 2016.pdf](#)

Hi Nathan: see attached. Paul Simon sent to this to DOH lawyer as well

Ex. 5 - Attorney Client

From: Simon, Paul
Sent: Tuesday, January 05, 2016 11:58 AM
To: 'TAU@fmbf-law.com' <TAU@fmbf-law.com>; 'richard.zahnleuter@health.ny.gov' <richard.zahnleuter@health.ny.gov>; 'justin.pfeiffer@health.ny.gov' <justin.pfeiffer@health.ny.gov>; 'cgibson@archerlaw.com' <cgibson@archerlaw.com>
Subject: Hoosick Falls

Tom, Chris, Richard and Justin –

With respect to the presence of PFOA in drinking water supplies in the Village of Hoosick Falls, EPA has prepared the attached list of actions that we believe are needed and that we hope will be included in the agreement being negotiated between the Village and Saint-Gobain. EPA is aware that some of these items are already in progress. The time periods we have included in the attached are ones that, based on our past experience, we believe are reasonably achievable.

The attached list is not intended to be exhaustive. EPA is not guaranteeing that these measures are all that will be needed to ensure that a safe drinking water supply is provided to the Village's residents and businesses. In addition, of course, other steps are needed to determine the nature and extent of the contamination, and so on. (Please see EPA's 11/25/15 letter to Mayor Borge.) These other actions are not ones that we expect to be included in the agreement between the Village and Saint-Gobain but rather, are ones that we expect the federal or state government will take the lead on, using enforcement authorities as appropriate. EPA reserves all of its rights.

If you have any questions or would like to discuss the attached, please let me know.
Thank you.

Paul Simon

Deputy Regional Counsel

EPA Region 2

212-637-3152

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